

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

JOHN R. LOTT, JR.,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	Case No. 06 C 2007
	)	
STEVEN D. LEVITT and	)	Honorable Judge Castillo
HARPERCOLLINS PUBLISHERS, INC.	)	
	)	
Defendants.	)	

**NOTICE OF MOTION**

TO: Slade R. Metcalf	David P. Sanders
Gail C. Gove	JENNER & BLOCK
HOGAN & HARTSON LLP	330 North Wabash Avenue
875 Third Avenue	Chicago, IL 60611
New York, NY 10022	

PLEASE TAKE NOTICE that on August 8, 2007, at 9:45 a.m., or as soon thereafter as counsel may be heard, we shall appear before the Honorable Ruben Castillo, or any other judge sitting in his stead in Courtroom 2141 of the Dirksen Federal Building, 219 South Dearborn Street, Chicago, IL 60603 and there present Plaintiff's Motion to Reconsider Dismissal of Count I, a copy of which is attached and served upon you.

Respectfully submitted,

SEYFARTH SHAW LLP

By: s/ Mark L. Johnson  
One of His Attorneys

Paul E. Freehling  
Mark L. Johnson  
SEYFARTH SHAW LLP  
131 S. Dearborn Street, Suite 2400  
Chicago, Illinois 60603  
(312) 460-5000

**CERTIFICATE OF SERVICE**

Mark L. Johnson, an attorney, certifies that he caused a true and correct copy of the foregoing Plaintiff's Motion to Reconsider Dismissal of Count I to be served upon:

Gail C. Gove  
HOGAN & HARTSON LLP  
875 Third Avenue  
New York, NY 10022

David P. Sanders  
JENNER & BLOCK  
330 North Wabash Avenue  
Chicago, IL 60611

by e-mail and placing same in a properly addressed, postage prepaid envelope and deposited in the U.S. Mail at 131 South Dearborn Street, Chicago, Illinois this 27th day of July, 2007.

s/ Mark L. Johnson